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11 **UNITED STATES BANKRUPTCY COURT**  
12 **DISTRICT OF NEVADA**

13 IN RE: ) Case No.: 09-23716-MKN  
14 FRANCES HUERTA ) Chapter: 13  
15 Debtor(s) ) HEARING DATE:  
16 ) HEARING TIME:  
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18 **MOTION FOR ORDER SHORTENING TIME RELATIVE TO MOTION TO VACATE**  
19 **ORDER VACATING THE AUTOMATIC STAY AS TO**  
20 **U.S. BANK NATIONAL ASSOCIATION AS TRUSTEE UNDER POOLING AND**  
21 **SERVICING AGREEMENT DATED AS OF DECEMBER 1, 2006, MASTR ASSET**  
22 **BACKED SECURITIES TRUST 2006-HE5 MORTGAGE PASS-THROUGH**  
23 **CERTIFICATES SERIES 2006-HE5**

24 COMES NOW, Debtor's attorney of record, Boris Avramski, Esq., and hereby moves  
25 this Honorable Court for an Order Shortening Time within which the attached MOTION TO  
26 VACATE ORDER VACATING THE AUTOMATIC STAY AS TO U.S. BANK NATIONAL  
27 ASSOCIATION AS TRUSTEE UNDER POOLING AND SERVICING AGREEMENT  
28 DATED AS OF DECEMBER 1, 2006, MASTR ASSET BACKED SECURITIES TRUST 2006-  
HE5 MORTGAGE PASS-THROUGH CERTIFICATES SERIES 2006-HE5 may be heard in the  
above-entitled action.

This request is made pursuant to LR 9006, as well as the attached sworn statements.

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**DECLARATION OF BORIS AVRAMKSI IN SUPPORT OF DEBTOR'S  
EX PARTE MOTION FOR AN ORDER SHORTENING TIME**

1. I, Boris Avramski, Esq., am the Debtor's Counsel in the above entitled action.

2. On December 9<sup>th</sup>, 2009, through their attorney of record, Boris Avramski, Esq.,  
debtor filed MOTION FOR ORDER SHORTENING TIME RELATIVE TO MOTION TO  
VACATE ORDER VACATING THE AUTOMATIC STAY AS TO U.S. BANK NATIONAL  
ASSOCIATION AS TRUSTEE UNDER POOLING AND SERVICING AGREEMENT  
D AS OF DECEMBER 1, 2006, MASTR ASSET BACKED SECURITIES TRUST 2006-  
MORTGAGE PASS-THROUGH CERTIFICATES SERIES 2006-HE5 and was given a  
hearing date as noticed.

3. There is an emergency that cannot wait until that date to be heard. The emergency is that U.S. BANK NATIONAL ASSOCIATION AS TRUSTEE UNDER POOLING AND SERVICING AGREEMENT DATED AS OF DECEMBER 1, 2006, MASTR ASSET BACKED SECURITIES TRUST 2006-HE5 MORTGAGE PASS-THROUGH CERTIFICATES SERIES 2006-HE5 is moving for relief from stay in order to foreclose the real property located at 4617 Alta Drive, Las Vegas NV 89107.

4. I have attempted to contact Opposing Counsel in this matter, but he did not respond.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed in Clark County, Nevada.

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**ATTORNEY'S INFORMATION SHEET FOR PROPOSED ORDER SHORTENING TIME**

2 As required by the Court, I have contacted the parties listed below regarding the attached  
3 proposed Order Shortening Time. They agree or disagree to the time being shortened, as  
4 indicated below:

<u>NAME</u>	<u>DATE CONTACTED</u>	<u>AGREE/DISAGREE</u>
1. Kathleen A. Leavitt	12/09/2009	No response
2. Greg Wilde, Esq.	12/08/2009	No response

9 DATED: January 5<sup>th</sup>, 2010.  
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11 /s/BORIS AVRAMSKI, ESQ.

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